

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

FLORENCE WAIT,	)	No. CV-04-3140-MWL
	)	
Plaintiff,	)	ORDER GRANTING JOINT
	)	MOTION FOR ORDER OF REMAND
vs.	)	
	)	
JO ANNE B. BARNHART,	)	
Commissioner of Social	)	
Security,	)	
	)	
Defendant.	)	
	)	

The Court has considered the joint motion of the parties for an order of remand.

**IT IS ORDERED** that this case be remanded to the Commissioner for calculation of benefits with an onset date of January 28, 2002 under Title XVI the Social Security Act. This calculation of benefits will be based on Plaintiff's application for Supplemental Security Income benefits protectively filed on January 28, 2002.

This remand is pursuant to sentence four of 42 U.S.C. § 405(g). Upon proper presentation, this Court will consider Plaintiff's application for costs and attorney's fees under 28 U.S.C. § 2412(d) and 42 U.S.C. § 406(b).

1 Judgment shall be entered for Plaintiff and the file **CLOSED**.

2 DATED this 26<sup>th</sup> day of July, 2005.

3  
4 s/ Michael W. Leavitt

5 MICHAEL W. LEAVITT  
6 UNITED STATES MAGISTRATE JUDGE

7 Presented by:

8 s/ Stephanie R. Martz  
9 STEPHANIE R. MARTZ  
10 Special Assistant United States Attorney  
11 Office of the General Counsel  
12 701 Fifth Avenue, Suite 2900 MS/901  
13 Seattle, Washington 98104-7075  
14 Telephone: (206) 615-2272  
15 FAX: (206) 615-2531  
16 stephanie.martz@ssa.gov  
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